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E-FILED 5/9/07

6 Attorneys for Defendants
7 Winston Williams and Pacific
Northwest Software, Inc.

10 UNITED STATES DISTRICT COURT
11 NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13 FACEBOOK, INC.

14 Plaintiff,

15 v.

16 CONNECTU LLC, (now known as CONNECTU
17 INC.) PACIFIC NORTHWEST SOFTWARE,
INC., WINSTON WILLIAMS, AND DOES 1-25,

18 Defendants.

CASE NO. C 07-01389 RS

**DECLARATION OF SCOTT R.
MOSKO IN SUPPORT OF
PLAINTIFFS' ADMINISTRATIVE
MOTION FOR FILING UNDER SEAL;
[PROPOSED] ORDER**

Date: May 16, 2007
Time: 9:30 a.m.
Dept.: 4
Judge: Hon. Richard Seeborg

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1 I, Scott R. Mosko, declare as follows:

2 1. I am a partner with the law firm of Finnegan, Henderson, Farabow, Garrett & Dunner,
 3 L.L.P., counsel of record for Defendants Winston Williams and Pacific Northwest Software, Inc. in
 4 the above-captioned matter. This declaration is based on my personal knowledge and, if called as a
 5 witness, could and would competently testify thereto.

6 2. The following materials designated in Plaintiff's Administrative Motion for Filing
 7 Under Seal are highly confidential and sealable in their entirety:

8 • Exhibits E and I to the Declaration of Theresa A. Sutton in Support of
 9 Facebook's Reply Memorandum for Expedited Discovery re Personal Jurisdiction
 10 contain excerpts from depositions taken in the related matter of *Facebook, Inc. v.*
 11 *ConnectU*, Superior Court of California, Case No. 1 05 CV 0473281.

12 This deposition transcript was designated as Highly Confidential by Defendants under the Stipulated
 13 Protective Order issued in the state court case on January 23, 2006.

14 • Exhibit H to the Declaration of Theresa A. Sutton in Support of Facebook's
 15 Reply Memorandum for Expedited Discovery re Personal Jurisdiction was lodged
 16 under seal on January 31, 2006, pending ConnectU's Motion to Seal in the related
 17 matter of *Facebook, Inc. v. ConnectU*, Superior Court of California, Case No. 1 05
 18 CV 0473281.

19 The confidential portions of Exhibit H have been redacted for Plaintiffs submission under seal.

20 3. I declare under penalty of perjury under the laws of the United States of America, that
 21 the foregoing is true and correct. Executed on May 9, 2007, at Palo Alto, California

22
 23 Respectfully submitted,

24 Dated: May 9, 2007

25 FINNEGAN, HENDERSON, FARABOW,
 26 GARRETT & DUNNER, L.L.P.

27 By: /s/ Scott R. Mosko

28 Scott R. Mosko

Atorneys for Defendants Winston Williams and
 Pacific Northwest Software, Inc.

29 DEC. OF S. MOSKO ISO PLAINTIFFS' ADMINISTRATIVE
 MOTION FOR FILING UNDER SEAL
 CASE NO. C 07-01389 RSS

1 **[PROPOSED] ORDER**

2 Upon good cause shown, IT IS HEREBY ORDERED that the following documents remain
3 filed under seal: Exhibits E, H, and I to the Declaration of Theresa A. Sutton in Support of
4 Facebook's Reply Memorandum for Expedited Discovery re Personal Jurisdiction.

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6 IT IS SO ORDERED

7 Dated: May 9, 2007


8 Magistrate Judge ~~XXXXXXXXXXXXXX~~
9 Richard Seeborg

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